

**PUBLIC CONSULTATION FOR MANAGING UNSOLICITED COMMERCIAL MESSAGES AND THE PROVISION OF GUIDANCE TO SUPPORT INNOVATION IN THE DIGITAL ECONOMY**

Dear Sir/Mdm

We would like to submit comments for the consultation paper. For any clarifications, you may contact us at:

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Feel free to let us know if you require any clarifications.

**A) Proposed streamlining of requirements under DNC provisions and the Spam Control Act (SCA)**

Scope and applicability

***Question 1: What are your views on the proposed scope and applicability of the DNC Provisions and the Spam Control Provisions?***

Agree.

Messages sent using IM identifiers

***Question 2: What are your views on including commercial text messages sent using IM identifiers under the Spam Control Provisions?***

Agree.

Withdrawal period for specified voice, text and fax messages

***Question 3: What are your views on the proposed reduction of the period for effecting withdrawal of consent to 10 business days, in line with the period to effect an unsubscribe request under the Spam Control Provisions?***

10 business days is too short to effect the withdrawal of consent received from customers.

Dictionary attack and address harvesting software

***Question 4: What are your views on prohibiting the use of dictionary attack and address harvesting software for sending of commercial messages to all telephone numbers, IM identifiers and email addresses?***

Agree.

Business-to-business (“B2B”) marketing messages

**Question 5: Should B2B marketing messages be subject to the requirements under the DNC Provisions, in alignment with the coverage under the Spam Control Provisions?**

Suggest not to include B2B marketing messages which are send to business partners and mainly for commercial purpose.

Enforcing DNC breaches under an administrative regime

**Question 6: What are your views on the proposal for the DNC Provisions to be enforced under an administrative regime?**

Agree.

Liability of third-party DNC checkers and resale of DNCR lists

**Question 7: What are your views on the proposed obligation to communicate accurate DNCR results, and liability on third-party checkers for any infringements of the DNC Provisions resulting from inaccurate information they provided?**

Agree.

**Question 8: What are your views on the proposed prohibition of resale of results of telephone numbers checked with the DNCR?**

Nil

Presumption of sending

**Question 9: What are your views on the proposed deeming provision?**

Agree.

**B) ENHANCED PRACTICAL GUIDANCE**

Need for Enhanced Practical Guidance

**Question 10: What are your views on the proposed Enhanced Practical Guidance framework?**

No comment.

**C) SECOND, THIRD AND FOURTH SCHEDULES TO THE PDPA**

Solicitation of feedback on exceptions to consent

**Question:**

**Organization to provide feedback on whether**

- a) the scope or conditions of any exception should be adjusted or clarified; and**
- b) any exception is no longer necessary or relevant.**

No comment.